

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
CIVIL ACTION NO. 3:09-CV-473-DCK**

OWEN HARTY, individually,)
)
Plaintiff,)
)
v.) **ORDER**
)
)
COMMERCIAL NET LEASE REALTY LP)
LTD., a Delaware Limited Liability Company,)
)
Defendant.)

THIS MATTER IS BEFORE THE COURT on “Plaintiff’s Response To Order To Show Cause” (Document No. 18) filed on May 27, 2010. The parties have consented to Magistrate Judge jurisdiction pursuant to 28 U.S.C. § 636(c), and this matter is now ripe for disposition. The Court was frankly perplexed by counsel’s explanation that she had somehow confused this case with a separate case filed in a completely different district. However, having fully considered the record, the undersigned will allow the Plaintiff’s requested extension, with modification.

IT IS, THEREFORE, ORDERED that Plaintiff shall have up to and including **June 15, 2010** to file either a response to the motion to dismiss or a voluntary dismissal.

IT IS SO ORDERED.

Signed: June 1, 2010



David C. Keesler
United States Magistrate Judge
